HIGH COURT OF CHHATTISGARH, BILASPUR

M.A.(C). No. 245 of 2007

Single Bench : Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Appellants Claimant	:		Ajay Padamwar, son of Shri Rudraiya Padamwar, aged about 36 years resident of Sahu Bada Dhamtari, Tehsil and District Dhamtari (C.G.)
			Versus
Respondents Non-Claimants	:	1.	Ashok, son of Brij Lal Yadav, aged about 29 years, resident of Gokupur, Dhamtari, Tehsil and District-Dhamtari (C.G.)
	:	2.	Branch Manager, The Oriental Insurance Co. Ltd., Dhamtari, (C.G.)
	:	3.	Raghunath Sharma, son of Ratan Lal Sharma, resident of Amapara (Rajasthan Furniture) Dhamatari, District-Dhamtari (C.G.)

MISC. APPEAL UNDER SECTION 173 OF MOTOR VEHICLE ACT, 1988

Present:
Smt. Indira Tripathi, counsel for the appellant/claimant.
Shri Sudhir Agrawal, counsel appears for respondent No.2/Insurance-Company.

ORAL ORDER
(Passed on 03.8.2007)

Being aggrieved by the award dated 24.01.2007 passed in Claims Case No.119 of 2006 (Old No. 547 of 2004) by Motor Accidents Claims Tribunal, Dhamtari (henceforth, 'the M.A.C.T.) whereby a sum of Rs.26,400/- has been awarded towards compensation, the appellant/claimant has preferred this appeal for enhancement.

2. During the course of arguments, a settlement was arrived at amicably between the appellant and insurance-company wherein the learned counsel for the respondent/insurer agreed to pay an additional sum of Rs.20,000/- as compensation to the claimants besides the sum already awarded by the M.A.C.T.

3. In view of the amicable settlement arrived at between the appellant and the insurance-Company, the award passed by the M.A.C.T. Dhamtari in Claim Case No. 119 of 2006 is modified. In addition to the amount already awarded by the M.A.C.T., an additional sum of Rs.20,000/- is awarded which shall be deposited by the insurance-Company in the M.A.C.T. within one month from today, failing which, the insurance-Company shall also be liable to pay interest @ 8% per annum from the date of application till realisation.

4. With the aforesaid direction, the appeal stands disposed of. A copy of this order be sent forthwith to the M.A.C.T.

Sd/-
Dilip Raosaheb Deshmukh
Judge